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Attorney for Plaintiff

THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

Gypsie Jones,	}	Case No. 2:04-cv-2002 MCE KJM
Plaintiff,		<b>Stipulation to Abandon Claims for Statutory Damages and Waive Jury Trial</b>
vs.		
Ralphs Grocery Company dba		
Foods Co #355, <u>et al.</u> ,		Trial: August 16, 2006
Defendant.	Time: 9:00 a.m.	
	Crtm: 3, 15 <sup>th</sup> Floor	
	Honorable Morrison C. England, Jr.	

IT IS HEREBY STIPULATED between the plaintiff on the one hand,  
and the defendant on the other, through their respective counsel, as follows:

1. Plaintiff hereby waives her claims for statutory damages under  
California Civil Code sections 52(a) ("Unruh Civil Rights Act") and 54.3(a)  
("Disabled Persons Act") as prayed for in Plaintiff's Third and Fourth Claims  
for Relief. As such, Plaintiff is now only seeking Injunctive Relief.

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2. In consideration of Plaintiff's waiver of statutory damages, the Parties respectfully request that the matter be tried by the Court without a Jury. Defendant hereby waives its right to a jury trial in this matter.

3. The Parties now anticipate a one day Court Trial.

Dated: July 13, 2006 LAW OFFICES OF LYNN HUBBARD

/s/ Mark Emmett, Esquire

MARK EMMETT

Attorney for Plaintiff

Dated: July 13, 2006 KRING & CHUNG

/s/ Shane Singh, Esquire


SHANE SINGH

Attorney for Defendant

### ORDER

GOOD CAUSE APPEARING, the foregoing is approved. Court Trial in this matter shall commence on August 16, 2006 at 9:00 a.m. The hearing date of August 15, 2006 regarding Motions in Limine and other Pre-Trial motions is vacated, as they shall be heard on the first day of trial.

Dated: July 17, 2006

  
MORRISON C. ENGLAND, JR.  
UNITED STATES DISTRICT JUDGE